

City of Deer Park
Regular Council Meeting
City Municipal Building
May 11, 2009

President of Council Pro Tempore Comer opened the meeting at 7:00 p.m. with the Pledge of Allegiance to the Flag followed by a prayer.

The Clerk read the roll. Mr. Allen, Mr. Comer, Mr. Diehm, Mr. Hall, Mrs. Hedger, Mr. Rapp, Mr. Tegenkamp. Mrs. Hedger and Mr. Tegenkamp were absent. Mr. Allen made a motion to excuse the absence of Mrs. Hedger and Mr. Tegenkamp. Seconded by Mr. Hall. Motion passed by a unanimous voice-vote.

Mr. Hall made a motion to accept the Minutes from the Regular Council Meeting of April 27, 2009 and the Committee Meeting and Public Hearing Minutes from May 4, 2009. Seconded by Mr. Diehm. Motion passed by a unanimous voice-vote.

Visitor Comments

The following residents addressed Council about the Public Hearing on a variance request that had been held prior to the start of the regular Council Meeting:

Travis Nabors, 4394 Oakwood Avenue, told Council that he has heard that Ms. Icard is hiring 3 to 4 more people and that he was concerned about parking issues. Ms. Icard stated that she is the only employee and that she is not hiring anyone else.

Patrick Brown, 8022 Dalton Avenue, asked what would happen if the house were sold to a different owner. Mr. Berens informed him that the variance would then cease to exist.

Kevin Heringer, 4387 Oakwood Avenue, enquired about where additional clients would park and stated that he has problems with people parking in the yard past the curb. Ms. Icard explained that there would not be an increase in clients with the same appointment times and that the usual parking situation is one client in the driveway and one client in the street.

Mr. Nabors asked about how the City informs the public about variance requests, stating that he did not receive a letter. Mr. Comer reported that the City publishes the notice in the Suburban Life and posts it on the Community bulletin boards. Mr. Berens stated that the City only sends letters to owners whose properties directly connect to the property line at issue.

Standing Committee Reports

Legislative and Finance

Mr. Hall asked the Clerk to read Ordinance #09-09 by title only.

ORDINANCE #09-09 - AN ORDINANCE AMENDING AND SUPPLEMENTING THE DEER PARK, OHIO PLANNING AND ZONING CODE IN ITS ENTIRETY AND AMENDING THE OFFICIAL ZONING MAP AS PROVIDED FOR IN OHIO REVISED CODE CHAPTER 713.

So read. Mr. Hall made a motion to adopt Ordinance #09-09. Seconded by Mr. Rapp. ORDINANCE #09-09 was hereby adopted by a unanimous roll-call vote.

Mr. Hall asked the Clerk to read Resolution #09-10 by title only.

RESOLUTION #09-10 - RESOLUTION APPROVING AND AUTHORIZING THE ISSUANCE OF A SPECIAL PERMIT VARIANCE TO ALLOW THE OPERATION OF A HOME BUSINESS OCCUPYING GREATER THAN FIFTY PERCENT OF THE SQUARE FOOTAGE AT 8026 DALTON AVENUE. So read. Mr. Hall made a motion to waive the 24-hour notification rule.

Seconded by Mr. Allen. Motion passed by a unanimous roll-call vote. Mr. Hall moved that the 3 reading rule be suspended. Seconded by Mr. Rapp. Motion passed by a unanimous roll-call vote. Mr. Hall moved that Resolution #09-10 be adopted. Seconded by Mr. Diehm. RESOLUTION #09-10 was hereby adopted by a unanimous roll-call vote. Since two members of Council did not vote, Resolution #09-10 will not go into effect for 30 days.

Mr. Hall made a motion to accept the March 2009 Auditor and Treasurer's Report. Seconded by Mr. Rapp. Motion passed by a unanimous voice-vote.

Safety

Mr. Allen reported that Mr. Berens had written a letter of commendation for Chief Schlie, commending him for the work done to close the Deer Park Deli robbery case.

City Officials

Mayor Collins announced that the Memorial Day parade would follow the same route as last year and that all should gather at 9:45 am in Silverton.

Mr. Berens requested an Executive Session to discuss real estate property. Mr. Allen moved to enter into Executive Session. Motion seconded by Mr. Diehm. Motion passed by a unanimous voice-vote. Council entered into Executive Session at 7:21 p.m. Executive Session was adjourned at 7:33 pm and Council returned to open session.

Mr. Allen enquired about the the regular Council meeting that would fall on Memorial Day. Mayor Collins stated that Council would not meet on the Holiday.

Mr. Comer reminded everyone that the dress for the summer months is business casual. Mayor Collins announced that the summer schedule for meetings would be the Committee meeting on the first Monday and the Council meeting on the second Monday. If an issue should arise, Council will also meet on the fourth Monday.

Without further business to be brought before Council at the time, Mr. Allen moved for adjournment. Seconded by Mr. Hall. Motion passed by a unanimous voice-vote.

Meeting adjourned at 7:35 p.m.

Joseph Comer,
President of Council, Pro Tempore

Laura Hughes,
Clerk of Council